



Claire McCaskill

Missouri State Auditor

March 2006

Compilation of 2005 Criminal Activity Forfeiture Act Seizures



Office Of The
State Auditor Of Missouri
Claire McCaskill

March 2006

As required by state law the State Auditor's Office compiled the 2005 Criminal Activity Forfeiture Act (CAFA) seizure reports submitted to our office by prosecuting attorneys and the Attorney General. This compilation was limited to the presentation of information submitted.

The State Auditor received a total of 101 (87%) of the 116 CAFA seizure reports, from prosecuting attorneys and the Attorney General for property seized in calendar year 2005 as required by Section 513.607, RSMo. Cum. Supp. 2004. Ninety-four (81%) of the reports were received prior to the January 31, 2006 deadline.

A comparison of 2005 report filings to those of prior years shows fewer seizures in 2005; however, these seizures have a higher dollar value.

To accomplish our objectives, we compiled all seizure information submitted to the State Auditor for calendar year 2005 and reviewed the compiled information previously submitted for the calendar years 2004, 2003, 2002, and 2001 so that a comparison would be available.

A letter dated January 3, 2006 was mailed to prosecuting attorneys and the Attorney General, notifying them of the deadline for submission of the CAFA seizure and forfeiture reports. This letter listed the information that should be included in their report according to Section 513.607 RSMo. Cum. Supp. 2004, and that the report should be submitted to both the State Auditor and to the Director of the Department of Public Safety. The letter also indicated that if there were no seizures, a report was still needed indicating that information.

Due to statutory deadline to submit this report, only seizure reports received by February 24, 2006 are included in the compilation.

All reports are available on our website: www.auditor.mo.gov

YELLOW SHEET

COMPILATION OF 2005 CRIMINAL ACTIVITY FORFEITURE ACT SEIZURES

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STATE AUDITOR'S REPORT



CLAIRE C. McCASKILL
Missouri State Auditor

Honorable Matt Blunt, Governor
and
Members of the General Assembly
Jefferson City, MO 65102

As required by Section 513.607, RSMo, we have compiled the 2005 Criminal Activity Forfeiture Act (CAFA) seizure reports submitted to the State Auditor by prosecuting attorneys and the Attorney General. A compilation is limited to presenting information that is submitted. We have not audited the reports submitted and, accordingly, do not express an opinion or any other form of assurance on them. The primary objectives of this compilation were to:

1. Identify those officials who submitted 2005 CAFA seizure reports to the State Auditor.
2. Summarize and evaluate the 2005 CAFA seizure information reported.

Section 513.607, RSMo, requires prosecuting attorneys and the Attorney General to report CAFA seizures for the previous calendar year by January 31, to both the Director of the Department of Public Safety and the State Auditor. We received 81 percent of the CAFA seizure reports, by the required due date of January 31, 2006.

Claire McCaskill
State Auditor

February 24, 2006 (fieldwork completion date)

The following staff participated in the preparation of this report:

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EXECUTIVE SUMMARY

EXECUTIVE SUMMARY

Background

The State Auditor's report number 99-97 titled *Review of Forfeited Property* identified weaknesses in the state's Criminal Activity Forfeiture Act (CAFA) law. Subsequently, revisions to the state's CAFA law (Section 513.600 to 513.653 RSMo) were addressed requiring the prosecuting attorneys and the Attorney General to whom seizures were reported to submit a copy of the seizure report to the State Auditor at the time the report is submitted to the Director of the Department of Public Safety (DPS). The legislation added the requirement for the State Auditor to make an annual report compiling the data received regarding the seizures. A penalty provision for intentional or knowing failure to comply with any reporting requirements was also included.

Other revisions in the CAFA included more restrictions on transfers of seized property by state or local agency to any federal agency. These restrictions were not reviewed, as they are not within the scope of our report.

Compliance with Submitting Criminal Activity Forfeiture Act (CAFA) Seizures Reports

The State Auditor received a total of 101 (87 percent) of the 116 CAFA seizure reports, from prosecuting attorneys and the Attorney General for property seized in calendar year 2005 as required by section 513.607, RSMo. Ninety-four (81 percent) of the reports were received prior to the January 31, 2005 deadline. Table 1.1 lists the total number of CAFA seizure reports submitted to the State Auditor for 2005, 2004, 2003, 2002, and 2001. For 2005, 41 (35%) of the total reports, reported zero seizures.

Table 1.1: Summary of CAFA Seizure Reports Submitted By Date

*										
Reporting Status	2005 Seizures		2004 Seizures		2003 Seizures		2002 Seizures		2001 Seizures	
By January 31	94	81%	95	82%	95	82%	97	84%	83	72%
After January 31	7	6%	17	15%	19	16%	16	14%	30	26%
Total Reported	101	87%	112	97%	114	98%	113	98%	113	98%
Failed to Report	15	13%	4	3%	2	2%	3	2%	3	2%
Total Reports Required	116	100%	116	100%	116	100%	116	100%	116	100%

Source: CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

* Includes 5 CAFA seizure reports submitted by prosecuting attorneys to the State Auditor after the 2004 report was issued. Only Carroll, Iron, Livingston, and Wayne county prosecuting attorneys failed to submit a 2004 CAFA seizure report to the State Auditor.

Prosecutors that Failed to Report 2005 CAFA Seizures or Submitted Report Late

Table 1.2 lists the prosecuting attorneys that either submitted the 2005 CAFA seizure report after January 31, 2005 or failed to report a 2005 CAFA seizure report at all. Section 513.607.10 RSMo states intentional or knowing failure to comply with any reporting requirement shall be a class A misdemeanor, punishable by a fine of up to one thousand dollars.

Table 1.2: Summary of Prosecuting Attorneys that Failed to Report 2005 CAFA Seizures or Submitted 2005 CAFA Seizure Reports Late

Prosecuting Attorney	Failed to Report	Submitted Late
Barry	X	
Cape Girardeau		X
Dent	X	
Douglas	X	
Dunklin	X	
Henry		X
Iron	X	
Laclede		X
Madison	X	
Maries	X	
Mississippi		X
Perry	X	
Pike	X	
Polk	X	
Pulaski	X	
Ripley	X	
Saline		X
Scott		X
Shelby		X
Stoddard	X	
Texas	X	
Wayne	X	
Totals	15	7

Source: Review of CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

Disposition of the Seizures Reported

The disposition of the CAFA seizures reported was obtained from the reports submitted by the prosecuting attorneys and the Attorney General. The compilation includes only the information reported by the prosecuting attorneys and the Attorney General. Table 1.3 lists the dollar value of the disposition of seizures reported by the prosecuting attorneys and the Attorney General.

Table 1.3: Summary of Required Information Reported

*										
Reported Disposition	2005 Seizures		2004 Seizures		2003 Seizures		2002 Seizures		2001 Seizures	
Pending	2,307,302	57%	1,212,352	41%	1,897,115	58%	2,171,488	42%	1,559,080	43%
Returned	386,285	10%	893,546	30%	720,269	22%	1,038,313	20%	1,100,845	30%
Transferred to Federal Agency	1,272,420	32%	669,331	23%	342,880	11%	1,372,961	27%	498,373	14%
Transferred to State	71,225	2%	45,273	2%	210,340	6%	232,848	4%	225,921	6%
Disposition Not Reported	0	0%	12,953	0%	71,233	2%	349,143	7%	268,754	7%
Other	1,653	0%	112,467	4%	23,089	1%	1,802	0%	300	0%
Total	4,038,885	100%	2,945,922	100%	3,264,926	100%	5,166,555	100%	3,653,273	100%

Source: CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

See Appendix I for a listing of the 2005 CAFA seizures disposition reported by each prosecuting attorney and the Attorney General.

Compliance with Reporting the Required Information

Section 513.607.8, RSMo, requires the prosecuting attorneys and the Attorney General to report the following information: date, time, and place of the seizure, the property seized, the estimated value of the property seized, the criminal charges filed, and the disposition of the seizure, forfeiture, and criminal actions. Table 1.4 lists the required information for the CAFA seizure reports received and the number of cases that reported each required item. Some reports did not include all of the required information; therefore our compilation includes only the information reported.

Table 1.4: Summary of Required Information Reported

Required Information	*									
	2005 Seizures		2004 Seizures		2003 Seizures		2002 Seizures		2001 Seizures	
Date	1,665	99.9%	2,041	99.9%	2,211	99.9%	2,300	99.9%	2,254	99.9%
Time	333	20.0%	1,607	78.7%	1,905	86.0%	2,022	87.9%	1,551	68.8%
Place of Seizure	1,637	98.3%	2,028	99.3%	2,188	98.8%	2,297	99.8%	2,254	99.9%
Property Seized	1,569	94.2%	2,034	99.6%	2,206	99.6%	2,299	99.9%	2,232	98.9%
Est. Value of Property Seized	627	37.6%	825	40.4%	934	42.2%	889	38.6%	914	40.5%
Person(s) Property Seized From	1,663	99.8%	2,043	100.0%	2,214	100.0%	2,260	98.2%	2,252	99.9%
Criminal Charges Filed	250	15.0%	393	19.2%	455	20.6%	1,470	63.9%	500	22.2%
Disposition of Seizure	1,666	100.0%	2,043	100.0%	2,214	100.0%	2,269	98.6%	1,924	85.3%
Disposition of Criminal Actions	425	25.5%	1,919	93.9%	2,062	93.1%	2,134	92.7%	1,773	78.6%
Total Cases Reported	1,666	100.0%	2,043	100.0%	2,214	100.0%	2,301	100.0%	2,255	100.0%

Source: CAFA seizure reports submitted by prosecuting attorneys and the Attorney General

See Appendix II for a listing of the number of 2005 CAFA seizure cases that contained the required information reported for each prosecuting attorney and the Attorney General.

OBJECTIVES, SCOPE AND METHODOLOGY

OBJECTIVES, SCOPE, AND METHODOLOGY

Objectives

The primary objectives of this compilation were to: (1) identify those officials which submitted 2005 CAFA seizure reports to the State Auditor and (2) summarize and evaluate the 2005 CAFA seizure information reported.

Scope and Methodology

To accomplish our objectives we:

- Reviewed the compiled seizure information submitted to the State Auditor for calendar year 2004, 2003, 2002 and 2001 for comparison purposes only.
- Mailed a letter to prosecuting attorneys and to the Attorney General, dated January 3, 2006, reminding them of the deadline for submission of the CAFA seizure and forfeiture reports.
- Compiled all seizure information submitted to the State Auditor for calendar year 2005.
- Identified the reports that were submitted on a timely basis.
- Identified the reports that did not contain the required information.
- Compiled the dollar value of the disposition of all seizures reported.
- Contacted the Missouri Department of Public Safety to identify the 2005 CAFA seizure reports submitted to both the State Auditor and to the Director of the Missouri Department of Public Safety or to one office.
- Compiled only seizure reports received by February 24, 2006, due to the February 28, 2006 statutory deadline for the State Auditor to submit this report.

Limitations

The data presented in the appendixes was compiled from information submitted by the various prosecuting attorneys and the Attorney General and were not verified by us via additional audit procedures. In analyzing these appendixes, some disparity may result due to the different methods used by the various prosecuting attorneys and the Attorney General of presenting essentially the same information.

APPENDIXES

2005 CAFA Seizure Disposition Reported

Reporting Entity	Est. Value of all Cases Reported	Disposition of Property					
		Pending	Returned	Transferred to Federal Agency	Transferred to State	Not Reported	Other
Adair	\$ 3,401	1,480			1,921		
Andrew	0						
Atchison	0						
Attorney	0						
Audrain	9,784	8,717			1,067		
Barry	DNF						
Barton	0						
Bates	1,650	1,650					
Benton	0						
Bollinger	0						
Boone	25,135	20,034	2,778		2,323		
Buchanan	42,739	23,153	8,367		11,219		
Butler	0						
Caldwell	0						
Callaway	4,100	4,100					
Camden	0						
Cape Girardeau	41,985			41,985			
Carroll	0						
Carter	0						
Cass	15,687	15,687					
Cedar	2,845	1,600			1,245		
Chariton	7,600				7,600		
Christian	6,028	6,028					
Clark	0						
Clay	158,138	158,138					
Clinton	8,325	8,325					
Cole	19,431	9,566	9,567		298		
Cooper	4,650	3,740					910
Crawford	24,238	2,421		21,817			
Dade	2,311	2,311					
Dallas	0						
Daviess	0						
Dekalb	0						
Dent	DNF						
Douglas	DNF						
Dunklin	DNF						
Franklin	32,306	20,355	3,872	8,079			
Gasconade	3,504				3,504		
Gentry	0						
Greene	18,360	16,750		1,610			
Grundy	3,778	3,778					
Harrison	0						
Henry	0						
Hickory	0						
Holt	0						
Howard	1,114		1,114				
Howell	2,803			1,626	1,177		
Iron	DNF						
Jackson	487,531	272,899	206,931	6,888	813		

2005 CAFA Seizure Disposition Reported

Reporting Entity	Est. Value of all Cases Reported	Disposition of Property					
		Pending	Returned	Transferred to Federal Agency	Transferred to State	Not Reported	Other
Jasper	12,618	12,618					
Jefferson	20,653	20,653					
Johnson	36,000	36,000					
Knox	0						
Laclede	17,116	15,629	1,487				
Lafayette	27,107	18,726			8,381		
Lawrence	15,149	15,149					
Lewis	0						
Lincoln	90,394	78,858	11,097		439		
Linn	900				900		
Livingston	0						
Macon	5,330		5,330				
Madison	DNF						
Maries	DNF						
Marion	0						
McDonald	5,000		5,000				
Mercer	0						
Miller	1,425	1,425					
Mississippi	0						
Moniteau	0						
Monroe	0						
Montgomery	0						
Morgan	21,134	21,134					
New Madrid	58,019	58,019					
Newton	799	480			319		
Nodaway	0						
Oregon	2,900	2,900					
Osage	0						
Ozark	1,000	1,000					
Pemiscot	0						
Perry	DNF						
Pettis	37,800	30,500			7,300		
Phelps	428,697	21,076		407,621			
Pike	DNF						
Platte	19,966	19,966					
Polk	DNF						
Pulaski	DNF						
Putnam	0						
Ralls	0						
Randolph	6,386	6,166			220		
Ray	0						
Reynolds	743						743
Ripley	DNF						
Saline	8,949	8,949					
Schuyler	0						
Scotland	0						
Scott	20,521	2,455		18,066			
Shannon	0						
Shelby	1,720	1,720					

2005 CAFA Seizure Disposition Reported

Reporting Entity	Est. Value of all Cases Reported	Disposition of Property					
		Pending	Returned	Transferred to Federal Agency	Transferred to State	Not Reported	Other
Stoddard	DNF						
St. Charles	639,343	53,698	18,895	564,319	2,431		
St. Clair	2,655				2,655		
St. Francois	918	918					
St. Louis City	228,777	58,640	99,787	70,350			
St. Louis	1,104,542	968,112	7,591	125,559	3,280		
Ste. Genevieve	75,000	75,000					
Stone	0						
Sullivan	0						
Taney	49,445	49,445					
Texas	DNF						
Vernon	9,510	9,510					
Warren	7,549	7,549					
Washington	134,775	130,275		4,500			
Wayne	DNF						
Webster	6,732		4,469		2,263		
Worth	0						
Wright	11,870				11,870		
	<u>\$ 4,038,885</u>	<u>2,307,302</u>	<u>386,285</u>	<u>1,272,420</u>	<u>71,225</u>	<u>0</u>	<u>1,653</u>

DNF - Did not file a 2005 CAFA seizure report with the State Auditor's Office

Other - Paid to child support enforcement, local law enforcement, or was destroyed

This appendix compiles only the information reported to the State Auditor's Office by prosecuting attorneys and the Attorney General.

2005 CAFA Seizure Required Information Reported

Reporting Entity	Number of Cases Reported	Est. Value of all Cases Reported	Number of Cases that Reported Required Information									
					Place of Property		Est. Value	Person(s)	Criminal	Disposition		
			Date	Time	Seized	Seized	Property Seized	Property Seized From	Charges Filed	Seizure	Crimina l	
Adair	3	\$ 3,401	3	3	3	3	3	3	3	3	3	
Andrew	0	0										
Atchison	0	0										
Attorney General	0	0										
Audrain	9	9,784	9	9	9	9	9	9	9	9	9	
Barry	DNF											
Barton	0	0										
Bates	1	1,650	1		1	1	1	1	1	1	1	
Benton	0	0										
Bollinger	0	0										
Boone	14	25,135	14	14	14	14	14	14	12	14	14	
Buchanan	22	42,739	22	22	22	22	22	22	21	22	22	
Butler	0	0										
Caldwell	0	0										
Callaway	1	4,100	1	1	1	1	1	1	1	1	1	
Camden	0	0										
Cape Girardeau	1	41,985	1	1	1	1	1	1	1	1	1	
Carroll	0	0										
Carter	0	0										
Cass	6	15,687	6	6	6	6	6	6	4	6	4	
Cedar	3	2,845	3	1	3	3	3	3	3	3	3	
Chariton	1	7,600	1	1	1	1	1	1	1	1	1	
Christian	4	6,028	4		4	4	4	4	3	4	3	
Clark	0	0										
Clay	4	158,138	4	2	4	4	4	4	3	4	4	
Clinton	1	8,325	1	1	1	1	1	1	1	1	1	
Cole	10	19,431	10	10	10	10	10	10	9	10	10	
Cooper	2	4,650	2	2	2	2	2	2	2	2	2	
Crawford	2	24,238	2	2	2	2	2	2	2	2	2	
Dade	2	2,311	2	2	2	2	2	2	2	2	2	
Dallas	0	0										
Daviess	0	0										
Dekalb	0	0										
Dent	DNF											
Douglas	DNF											
Dunklin	DNF											
Franklin	11	32,306	11	5	11	11	10	11	2	11	2	
Gasconade	1	3,504	1		1	1	1	1	1	1	1	
Gentry	0	0										
Greene	8	18,360	8	8	8	8	7	8	8	8	2	
Grundy	2	3,778	2	2	2	2	2	2	2	2	2	
Harrison	0	0										
Henry	0	0										
Hickory	0	0										
Holt	0	0										
Howard	1	1,114	1	1	1	1	1	1	1	1	1	
Howell	3	2,803	3		3	3	3	3	3	3	3	
Iron	DNF											
Jackson	92	487,531	92	12	92	92	92	92	21	92	35	
Jasper	2	12,618	2		2	2	2	2	2	2	2	
Jefferson	7	20,653	7		7	7	7	7		7	7	
Johnson	8	36,000	8	8	8	8	8	8	3	8	8	
Knox	0	0										
Laclede	4	17,116	4	4	4	4	4	4	4	4	4	
Lafayette	8	27,107	8	6	8	8	8	8	8	8	8	

2005 CAFA Seizure Required Information Reported

Reporting Entity	Number of Cases Reported	Est. Value of all Cases Reported	Number of Cases that Reported Required Information								
					Place of Seized	Property Seized	Est. Value Property Seized	Person(s) Property Seized From	Criminal Charges Filed	Disposition	
			Date	Time						Seizure	Crimina l
Lawrence	5	15,149	5		5	5	5	5	5	5	5
Lewis	0	0									
Lincoln	20	90,394	20			20	20	20	20	20	20
Linn	1	900	1	1	1	1	1	1	1	1	1
Livingston	0	0									
Macon	1	5,330	1	1	1	1	1	1	1	1	1
Madison	DNF										
Maries	DNF										
Marion	0	0									
McDonald	1	5,000	1		1	1	1	1	1	1	1
Mercer	0	0									
Miller	1	1,425	1	1	1	1	1	1	1	1	1
Mississippi	0	0									
Moniteau	0	0									
Monroe	0	0									
Montgomery	0	0									
Morgan	2	21,134	2	2	2	2	2	2	2	2	2
New Madrid	6	58,019	6	6	6	6	6	6	4	6	4
Newton	2	799	2		2	2	2	2	2	2	2
Nodaway	0	0									
Oregon	1	2,900	1		1	1	1	1	1	1	1
Osage	0	0									
Ozark	1	1,000	1	1	1	1	1	1	1	1	1
Pemiscot	0	0									
Perry	DNF										
Pettis	9	37,800	9		9	9	9	9	9	9	8
Phelps	17	428,697	17	16	17	17	17	17	8	17	16
Pike	DNF										
Platte	5	19,966	5	4	5	5	5	5	4	5	5
Polk	DNF										
Pulaski	DNF										
Putnam	0	0									
Ralls	0	0									
Randolph	4	6,386	4		4	4	4	4	4	4	4
Ray	0	0									
Reynolds	1	743	1	1	1	1	1	1	1	1	1
Ripley	DNF										
Saline	3	8,949	3	3	3	3	3	3	3	3	3
Schuyler	0	0									
Scotland	0	0									
Scott	6	20,521	6		6	6	6	6	6	6	6
Shannon	0	0									
Shelby	1	1,720	1	1	1	1	1	1	1	1	1
Stoddard	DNF										
St. Charles	35	639,343	35	35	35	35	35	35	13	35	19
St. Clair	8	2,655	8		8	8	2	8	8	8	8
St. Francois	2	918	2	1	2	2	1	2	2	2	2
St. Louis City	1,146	228,777	1,145	0	1,140	1,050	120	1,145	0	1,146	0
St. Louis County	134	1,104,542	134	134	134	133	131	132	1	134	134
Ste. Genevieve	1	75,000	1			1	1	1	1	1	1
Stone	0	0									
Sullivan	0	0									
Taney	7	49,445	7		7	7	7	7	4	7	7
Texas	DNF										
Vernon	2	9,510	2		1	2	1	2	2	2	2

2005 CAFA Seizure Required Information Reported

Reporting Entity	Number of Cases Reported	Est. Value of all Cases Reported	Number of Cases that Reported Required Information								
					Est. Value		Person(s)	Criminal	Disposition		
			Date	Time	Place of Seized	Property Seized	Property Seized	Property Seized From	Charges Filed	Crimina Seizure	l
Warren	3	7,549	3	3	3	3	3	3	3	3	3
Washington	4	134,775	4		4	4	4	4	4	4	4
Wayne	DNF										
Webster	3	6,732	3		3	3	3	3	3	3	3
Worth	0	0									
Wright	1	11,870	1			1	1	1	1	1	1
	1,666	\$ 4,038,885	1,665	333	1,637	1,569	627	1,663	250	1,666	425

DNF - Did not file a 2005 CAFA seizure report with the State Auditor's Office

This appendix compiles the total number of 2005 CAFA seizure cases, the total estimated value of all cases reported, and the number of cases that reported the required information for each county prosecuting attorney, the city of St. Louis, and the Attorney General.

January 3, 2006

TO: Prosecuting Attorneys

RE: Annual Seizure Report due **January 31, 2006**

Purpose...

This letter is a reminder of the upcoming deadline for the submission of annual seizure and forfeiture reports.

Responsibility of the State Auditor...

Under Section 513.607.9, RSMo, of the Criminal Activity Forfeiture Act (CAFA), the State Auditor has the responsibility to compile and issue an annual report of the data received from law enforcement, prosecuting attorneys and the Attorney General. The report is considered an open record.

Responsibility of the Prosecuting Attorney and Attorney General...

Under Section 513.607.8, RSMo, of CAFA, the prosecuting attorneys or Attorney General to whom seizures are reported shall report annually to the State Auditor and to the Director of Public Safety by January 31, information on all reported seizures for the previous calendar year. This report shall include the following information:

- date, time and place of the seizure, the property seized, the estimated value of the property seized, the person(s) from whom the property was seized, the criminal charges filed, and the disposition of the seizure, forfeiture and criminal actions.

Procedures...

Please use the enclosed form to report the seizures that were reported to your office by local law enforcement personnel. If you would like the enclosed form in an excel spreadsheet, please call or e-mail our office at moaudit@mail.state.mo.us. Indicate the total number of seizures, even if the number is zero, that were reported to your office and the dollar value of the seized property. Make copies of the enclosed form to accommodate the number of seizures reported to your office and mail a copy to each of the following:

State Auditor of Missouri
PO Box 869
Jefferson City, MO 65102

Department of Public Safety
PO Box 749
Jefferson City, MO 65102

Questions or Suggestions...

Thank you for your immediate attention to this matter. If you have any suggestions to make this process more efficient, please direct them to Becky Webb.

Sincerely,

CLAIRE McCASKILL
STATE AUDITOR

Thomas J. Kremer, CPA
Director of Audits

Enclosure

Chapter 513

Executions and Exemptions

Section 513.607

August 28, 2005

Property subject to forfeiture--procedure--report required, when, contents--annual state auditor's report, contents--violations, penalty.

513.607. 8. The prosecuting attorney or attorney general to whom the seizure is reported shall report annually by January thirty-first for the previous calendar year all seizures. Such report shall include the date, time, and place of seizure, the property seized, the estimated value of the property seized, the person or persons from whom the property was seized, the criminal charges filed, and the disposition of the seizure, forfeiture and criminal actions. The report shall be made to the director of the Missouri department of public safety and shall be considered an open record. The prosecuting attorney or attorney general shall submit a copy of the report to the state auditor at the time the report is made to the director of the department of public safety.

9. The state auditor shall make an annual report compiling the data received from law enforcement, prosecuting attorneys and the attorney general, and shall submit the report regarding seizures for the previous calendar year to the general assembly annually by February twenty-eighth.

10. Intentional or knowing failure to comply with any reporting requirement contained in this section shall be a class A misdemeanor, punishable by a fine of up to one thousand dollars.